IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.803 OF 2006
WITH
CIVIL APPLICATION NO.1099 OF 2006

Bariya Suresh Meghji. ..Appellant.

V/s.

The Municipal Corpn. of Gr.Mumbai. ..Respondent.

Mr.Omkar K. Shaikh for appellant.

Mr.Malandkar for Respondent.

CORAM: A.M.KHANWILKAR,J

DATE : FEBRUARY 21, 2007.

P.C. :

1. Not on board. Upon production taken on board.

2. Counsel for the Corporation has placed on record affidavit filed by the plaintiff before the Lower Court as well as the order passed by the lower Court on 24th January, 2007. It is clear from the said order that the subject Suit No.4895 of 2006 has been withdrawn and stands disposed of.

3. As the present Appeal from Order is arising from the interlocutory order passed in the suit, nothing survives for consideration in this appeal. Hence this appeal dismissed as infructuous. Even

Civil Application disposed of accordingly.

4. Needless to observe that any interim order passed on the earlier occasion by this Court will stand recalled in view of the present order.